

Twenty Thowsand pounds of Tobacco w^{ch} to him he oweth & unjustly Deteineth &c Liber M M

And whereupon the said Richard by Robert Carvile his Attorney saith that whereas the sd James upon the 31th day of July in the yeare of our Lord 1671 by his Certeine obligacōn or writing obligatory scaled wth y^e seale of him the sd James and here in Court pduced whose date is the day and yeare aforesayd did acknowledge himself to owe & stand Indebted unto the sd Richard the sume of 20000^l of good sound Marchantable Tobacco in Casque to be payd to the said Richard upon Demaund, Yet Notwithstanding the sd James though often thereunto Required the said sume of Twenty Thowsand pounds of Tobacco to him the sd Richard according to the said writing obligatory hath not payd but the same to pay hath hitherto Denied and Refused to pay and still Doth Deny and Refuse to pay the said Twenty Thowsand pounds of Tobacco to him the sd Richard whereupon he saith he is Damnified and hath losse to y^e vallue of 20000^l of Tob and thereupon he bringeth his suite.

And the said James by Kenelm Chiseldyne his Attorney cometh & Defends the force & injury when &c & prayeth the hearing of y^e sd obligacōn & it is read unto him & he prayeth likewise the hearing of y^e Condicion of the sd obligacōn and it is Read unto him in these words following. The Condicion of this obligacōn is such that if the abovebounden James Thompson shall Keepe & save harmlesse the sd Richard Edelen and his heires from a bond passed by the said Edelen in behalfe of the sd Thompson unto John Allen bearing date wth these p^rsents for the sume of Twelve Thowsand pounds of Tobacco in Casque & shall Deliver or Cause to be Delivered unto the sd Edelen his sd bond wthout Trouble or any mollestacōn w^tsoever occasioned by meanes of y^e sd bond by Christmas next come Twelve moneth then this obligacōn to be voyd & of none Effect otherwise to stand & be in full force & vertu. and Effectual in Law, w^{ch} being read & heard the sd James prayeth liberty of speaking thereunto untill the first day of the next Provincial Co^{rt} and the same day is given to both pyes.

At w^{ch} Day to wit the 10th of ffebruary in the 42th yeare of the Dominion of Caecilius &c Annoq̃ Domini 1673: Came the said Richard Edelen by Robert Carvile his Attorney and the said James Thompson came not but made default wherefore it is Considered by y^e Court here that the said Richard Edelen Recover ag^t the sd James Thompson aswell the said sume of Twenty Thowsand pounds of Tobo aforesd as also the sume of three hundred fifty One pounds of Tobacco for his Costs and the said James in mercy &c

Thomas Bland	} This Cause is Continued untill the next Provincial Court. p. 145
ag ^t	
Thomas Gannt	